

CRITERIA ADDENDUM
APPLICATION FOR BENEFICIAL WATER USE PERMIT
FOR APPROPRIATIONS LESS THAN 5.5 CFS AND 4,000 AC-FT

Section 85-2-311(1), MCA, provides the Department shall approve a water use permit for an appropriation of less than 5.5 CFS and 4,000 AC-FT of water if the applicant proves by a preponderance of evidence the criteria listed below are met.

The information requested by this supplement together with the application is necessary for the Department to process an application. It is the applicant's responsibility to provide credible, relevant, and factual information upon which the Department may rely to support the issuance of a provisional permit.

It is your responsibility to obtain any necessary easement or right-of-way. If public lands are involved, such as State of Montana or BLM, contact the appropriate agency. The water right may need to be in their name.

BASIN CLOSURE AREAS: There are several closed basins in Montana. Within these basins, additional criteria must be met before a permit can be issued. Check with the local Regional Office to determine if your diversion is located within a closed basin.

WATER QUALITY CRITERIA: If a party files a valid objection containing substantial credible information establishing to the satisfaction of the Department that the water quality criteria, as applicable, may not be met, the applicant will be required to prove the following: 1) the water quality of an appropriator will not be adversely affected; 2) the proposed use will be substantially in accordance with the classification of water set for the source of supply pursuant to 75-5-301(1); or 3) the ability of a discharge permit holder to satisfy effluent limitations of a permit issued in accordance with Title 75, chapter 5, part 4, will not be adversely affected.

ON A SEPARATE ATTACHMENT FURNISH THE FOLLOWING:

1. substantial, credible information to prove there is water physically available at the proposed point of diversion in the amount you seek to appropriate;
2. substantial, credible information or data to prove water is legally available during the period and in the amount you request;
3. substantial, credible information to prove the proposed use of water will not adversely affect a prior appropriator using an existing water right, a certificate, a permit, or a state water reservation. Include how you plan to exercise and control your project to ensure prior appropriators will be satisfied.
4. describe the proposed means of diversion, construction, and operation of the diversion works you intend to use and present substantial, credible information to prove the means of diversion, construction and operation are adequate;
5. substantial, credible information and data to prove the proposed use is a beneficial use of water and the flow rate and volume requested is reasonable.

PROJECT PLAN & TIME LINE:

Once you receive your permit when will you begin construction? Provide a general project plan and time line for purchasing and installing equipment, the anticipated completion date, and a description of when and how much water will be put to beneficial use.

The completion date is the time by which the diversion works will be operating and the permitted water used to the fullest extent planned.

APPLICATION FOR BENEFICIAL WATER USE PERMIT

Use for groundwater in excess of 35 GPM or 10 Acre-Feet
per year and all surface water.

INSTRUCTIONS

Use one application for each source of supply or each development. Check all appropriate boxes and fill in each blank. If more space is needed, attach additional sheets. **The information required in the Form 600 A or B Criteria Addendum must be submitted with this application.**

Complete the application and submit it with the filing fee, payable to DNRC, to the Water Resources Regional Office nearest you. Their addresses are listed on the back. The estimated processing time after an application is correct and complete is 210 days.

FILING FEE: \$200.00

FOR DEPARTMENT USE ONLY

Application No. _____ Basin _____
Priority Date _____
Time _____ AM / PM
Rec'd By _____
Fee Rec'd \$ _____
Check No. _____
Refund _____ Date _____

1. NAME OF APPLICANT _____

Mailing address _____

City _____ State _____ Zip _____

Phone: Home _____ Other _____ E-mail address _____

2. SOURCE OF WATER SUPPLY

☐ Well Estimated Depth in Feet _____ ☐ Developed Spring Name _____

☐ Lake Name _____ Tributary to _____

☐ Stream Name _____

☐ Unnamed Source - Tributary to _____

☐ Closed Basin (A closed basin results when water drains into a depression, lake, etc. from which water escapes only by evaporation.)

☐ Other _____

3. POINT OF DIVERSION (Describe the location to the nearest 10 acres)

(1) _____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N/S Range _____ E/W _____ County

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____

(2) _____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N/S Range _____ E/W _____ County

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____

4. MEANS OF DIVERSION

☐ Headgate

☐ Pump

☐ Pipeline _____ Size _____

_____ Rated Capacity (GPM or CFS)

☐ Dam (Complete item 5)

_____ Horsepower

☐ Pit (Complete item 5)

_____ Lift in Feet

☐ Other _____

Describe your plans, if any, for measuring your water use: _____

5. **RESERVOIR** Check the boxes that pertain to your development. (See formulas below for computing capacity)

- ☐ Proposed New Reservoir Capacity _____ acre-feet Name (if any) _____
- ☐ Existing Reservoir Capacity _____ acre-feet Name (if any) _____
- ☐ Enlargement of Existing Reservoir Water Right # _____
- Existing Reservoir Capacity _____ acre-feet Name (if any) _____
- Proposed Enlarged Reservoir Capacity _____ acre-feet
- ☐ Drainage device will be installed
- ☐ Reservoir located on the source ☐ Reservoir located away from the source

Location of impoundment structure (dam or pit):

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ TWP _____ N/S RGE _____ E/W _____ County

PIT: Surface Area _____ x Maximum Depth _____ x 0.5 = _____ Acre-Feet
Acres Feet Capacity

DAM: Surface Area _____ x Maximum Depth _____ x 0.4 = _____ Acre-Feet
Acres Feet Capacity

6. **PERIOD OF APPROPRIATION** (The period during the year when the water will be diverted, impounded, or withdrawn from the source.)

_____ to _____ Inclusive Each Year
Month / Day Month / Day

7. **PROPOSED BENEFICIAL USE** Check the boxes that pertain to your development.

- ☐ Domestic: Number of Homes to be Supplied _____
- ☐ Lawn & Garden: Maximum size in acres _____
- ☐ Stock: Maximum Number and Type _____
- ☐ Other: _____
- ☐ Irrigation: ☐ Sprinkler - Type _____ ☐ Contour Ditch ☐ Other _____
- ☐ Border Dike ☐ Waterspreading/Spreader Dike

Crops to be grown: _____

If this water will be used on land already irrigated, indicate the water right numbers applicable to the existing irrigation.

8. **PLACE OF USE**

County _____ Subdivision Name _____

Irrigation / Lawn & Garden

New (N) or Supplemental (S)

_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____
_____ Acres	Lot _____	Block _____	_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S _____	RGE _____	E/W _____	N-S _____

_____ TOTAL ACRES

8. (Cont.) Place of Use Non-Irrigation

Purpose of use _____ Place of use same as Point of Diversion, CHECK ☐

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ TWP _____ N/S RGE _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Government Lot _____

Purpose of use _____ Place of use same as Point of Diversion, CHECK ☐

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ TWP _____ N/S RGE _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Government Lot _____

Purpose of use _____ Place of use same as Point of Diversion, CHECK ☐

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ TWP _____ N/S RGE _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Government Lot _____

9. FLOW RATE, VOLUME, PURPOSE OF USE, AND PERIOD OF USE

_____ CFS
GPM up to _____ for _____ Purpose of Use _____ from _____ Month/Day _____ to _____ Month/Day
Acre-Feet

_____ CFS
GPM up to _____ for _____ Purpose of Use _____ from _____ Month/Day _____ to _____ Month/Day
Acre-Feet

_____ CFS
GPM up to _____ for _____ Purpose of Use _____ from _____ Month/Day _____ to _____ Month/Day
Acre-Feet

_____ CFS
GPM up to _____ for _____ Purpose of Use _____ from _____ Month/Day _____ to _____ Month/Day
Acre-Feet

TOTAL AMOUNT REQUESTED _____ CFS
GPM UP TO _____ ACRE-FEET PER YEAR.

10. PROPOSED COMPLETION PERIOD

_____ Years How many years will be needed to complete the project and put the water to use **after** the permit is received?
(NOTE: The water use must not begin until a permit is received.)

11. LOCATION MAP (Must be included)

A map showing the following items **must** accompany this application. An ASCS aerial photo or USGS topographic map may be used.

- a) Section Corners and Numbers
- b) Township and Range Numbers
- c) Point of Diversion
- d) Place of Use (Irrigated Acres, Stock Tanks, etc.)
- e) Location of Conveyance Ditch, Pipeline, etc.

12. WATER MEASUREMENT

Describe your plans, if any, for measuring water use: _____

13. REMARKS (Provide any additional information to explain the proposed appropriation.)

14. CONTACT PERSON

If the contact person is identified as legal counsel, all communications will be sent only to the attorney, unless otherwise instructed.

OR

If a contact person, such as a consultant, employee or lessee is provided, the applicant will receive all correspondence with a copy sent to the contact person.

Name of Contact _____ Title _____

Address _____

City/State/Zip _____ Phone _____

E-mail address _____

15. AFFIDAVIT

I affirm that statements appearing here are to the best of my knowledge true and correct. I also affirm I have possessory interest, or the written consent of the person with the possessory interest, in the property where the water is to be put to beneficial use.

Applicant's Signature _____ Date _____

_____ Date _____

Subscribed and sworn before me this _____ day of _____

Notary's Signature _____

Notary for the State of _____

Residing at _____

My commission expires _____



WATER RESOURCES REGIONAL OFFICES

Billings

1371 Rimtop Drive
Billings, MT 59105-1978
Phone: 406-247-4415
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Fax: 406-265-2225
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Fax: 406-538-7089
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Fax: 406-587-9726
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Missoula

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Phone: 406-721-4284
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Glasgow, MT 59230-1269
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Serving: Daniels, Dawson, Garfield,
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Roosevelt, Sheridan, Valley, and
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Kalispell, MT 59901-2387
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Serving: Flathead, Lake, Lincoln,
and Sanders Counties

For Mailing, Use Post Office Box Number.

MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVE., P.O. BOX 201601 HELENA, MT 59620-1601 444-6999

WEBSITE <http://www.dnrc.mt.state.us/wrd/home.htm>

